

IN THE UNITED STATES DISTRICT COURT  
THE MIDDLE DISTRICT OF PENNSYLVANIA

FILED  
HARRISBURG, PA  
JUL 29 2005  
MARY E. LANDREA, CLERK  
Per HHG  
Deputy Clerk

USA

Magistrate judge case No. 1:99mh-  
00073

v

MILLER

Criminal Case No. : 1:00-cr-00106  
(Judge Kane)

### MOTION TO SHOW CAUSE

Now comes the defendant this 22nd day of July, 2005 and does respond to order of July 14, 2005, requiring defendant to show cause why the "44 Motion for Return of Property/Post Trial" OR Rule 41 (3), return of evidence/property should not be deemed withdrawn.

The defendant continues to proceed pro se and without the assistance of legal counsel.

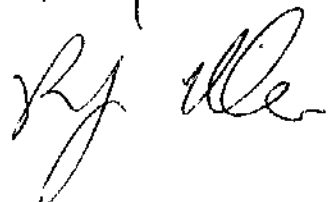
The defendant's due process rights have been violated per untimely notification of rulings.

The defendant never received copy of order to show cause, but became aware of it by obtaining the docket sheet which was mailed 7-18-05 and received at the prison July 21, received by inmate July 22. (see copy of mailing envelope attached)

In addition the defendant was never notified of the order for extension of time to file brief in support of his motion for Return of Evidence, dated June 7, 2005 until July 5, 2005. (see copy of mailing envelope attached) This is eleven days after the deadline and in fact notice of order was mailed four days after the deadline!!

The defendant requests of this court to make a decision based on the defendant's motion of May 27, 2005 on basis in law in of itself, as it asks that the law be administered on its merits.

That is the defendant asks his property, all of it be given to a party lawfully allowed to receive, as to be designated by the defendant. As originally requested in his motion.

Respectfully Submitted,  
without prejudice, 

Rodney Miller, 10059-067  
for ROONEY MILLER, ens legis

UPS Pollock

P.O. Box 2099

Pollock, LA 71467

OFFICE OF THE CLERK

UNITED STATES DISTRICT COURT

UNITED STATES COURTHOUSE

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2005 JUL 21 PM 12:15



*[Handwritten signature]*

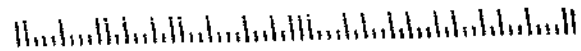
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SHH

231

71467+2099-99 8050



July 22, 2005

Clerk,

Please send time/date stamped copy.

Thank you

Rodney Miller, 10058-007  
USPS Rollback  
P.O. Box 2099  
Rollback, VA 71467

**CERTIFIED MAIL**



7802 0510 0001 6679 3043

US 60  
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withhold money from Harrisburg, Pa. 17108

Clark, U.S. District Court  
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P.O. Box 983

